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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

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13 ROCIO ADAME ARAUJO CASE NO. CV F 02-6527 LJO GSA
DE AGUILAR, et al.

14 **ORDER TO SET TELEPHONIC STATUS**
15 **CONFERENCE**

16 vs.

17 NATIONAL RAILROAD
18 PASSENGER CORPORATION, et al.,

Date: May 14, 2008
Time: 8:30 a.m.
Dept.: 4 (LJO)

19 Defendants.

/

20 The Ninth Circuit Court of Appeals recently issued its decision to uphold summary judgment for
21 defendant Kern County on plaintiffs' claim for "wrongful death/premises liability." As such, this Court:

22 1. SETS a telephonic status conference for May 14, 2008 at 8:30 a.m. in Department 4
23 (LJO). The parties shall appear at the status conference by telephone by arranging a one-
24 line conference call and adding the Court at (559) 499-5680. The parties' counsel shall
25 be prepared to discuss how to proceed with this action; and
26 2. ORDERS the parties, no later than May 7, 2008, to file a joint status report which:
27 A. OUTLINES the remaining parties and which counsel represents them;
28 B. ADDRESSES whether plaintiffs will pursue further appellate review of the Ninth

1 Circuit's decision;

2 C. ADDRESSES the need, if any, for further discovery or pretrial motions (except
3 motions in limine)¹;

4 D. PROPOSES dates for further discovery, pretrial motions, pretrial conference and
5 trial; and

6 E. ADDRESSES other matters to efficiently resolve this action.

7 Due to this Court's heavy caseload and its effect to hold to scheduled dates, the parties are
8 encouraged to consent to the conduct of further proceedings by a United States Magistrate Judge.

9 IT IS SO ORDERED.

10 Dated: April 11, 2008

/s/ Lawrence J. O'Neill

UNITED STATES DISTRICT JUDGE

28 ¹ Motions in limine are set at the pretrial conference.